

## CIVIL DOCKET

## UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
OKLAHOMA TURNPIKE AUTHORITY vs 120.42 acres of land in Pawnee County, State of Oklahoma, more or less; and THE UNITED STATES OF AMERICA; and THOMAS B. CHAPMAN, ED VOGLE; and GENEVA HORSE CHIEF, ANITA NORMAN BAYHILLE, CLARENCE NORMAN, CHAROLETTE H. C. NORMAN, ESTELLE M. STEVENS, FRANCIS A. NORMAN, LELAND THOMAS NORMAN, also known as LELAND THOMAS NORMAN DAVIS, DARWIN PETERS, also known as DON PETERS, MARILYN ROSE PETERS, DARWINA LOU PETERS, a minor, DIANA VIVIAN PETERS, a minor, BRETT MATHEW IVERS, a minor, DONNA PETERS, a minor, STELLA CORRINE PETERS, a minor, ALVIN EDWARD PETERS, a minor, WALTER EUGENE PETERS, a minor, WALTER EUGENE PETERS, a minor, DELINA HORSE CHIEF MANAWA, DANIEL HORSE CHIEF, EMALINE HORSE CHIEF COLLINS, SAMUEL HORSE CHIEF, NATHANIEL HORSE CHIEF, JANICE C. HORSE CHIEF, JENNIE L. HORSE CHIEF EAGLE CHIEF, and O. R. DEWITT; and ELIZABETH JUSTICE HORSE CHIEF, MARTIN LUTHER JOSEPH, SUSANNA HILL CROUSE, LORETTA HILL and GEORGE W. McGUIRE, JR.; and FRIEDA ALLEEN JOHNSON and D. E. BUCHANAN; and GRACE KAYCEE HOPKINS and D. E. BUCHANAN; and OLETHA GENEVIEVE WHITE and D. E. BUCHANAN; and ESTELLINE M. HEWITT, ROBERT L. TILDEN, RICHARD TILDEN, and DARRELL W. SKIDGEL		For plaintiff: Robert J. Scott <sup>2535</sup> <del>702-2701</del> Scott and Perry P. O. Box 336 Pawnee, Oklahoma 74058  For defendant: Nathan G. Graham, W. S. Atty. Hubert A. Marlow, Asst. U. S. Atty (individual Indians)					
STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.		
J.S. 5 mailed 12-1-72	Clerk	11-8-72	Scott	15 00			
		11-9-72	C.D.No.21		15 00		
J.S. 6 mailed 8-1-73	Marshal						
Basis of Action: Condemnation of lands in Pawnee County for construction of Turnpike	Docket fee						
Action arose at:	Witness fees						
	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
11-8-72	Complaint in condemnation, filed. hm	
11-8-72	<del>42</del> Notices to defendants setting hearing for appointment of commissioners on 12-15-72 at 9:30 a.m., filed. hm	
11-9-72	Return on notice, filed. Served James D. Hale by certified mail on 11-8-72. hm	
11-21-72	Affidavit to obtain service by publication, filed. hm	
11-21-72	Notice by publication, filed. hm	
11-28-72	Affidavit of pltf's. atty of mailing and nonmailing, filed. rm	
11-28-72	Summons, ret. & filed: served U.S. Atty. Gen., Wash. D.C. by certified mail 11-8-72; served U. A. Atty. Tulsa. 11-8-72; Estelle M. Stevens and Walter Eugene Peters, Shawnee, Okla. 11-10-72; Darrell W. Skidgel, Robert L. Tilden, D. E. Buchanan, Oletha Genevieve White, D. E. Buchanan, Janice C. Horse Chief, Jennie L. Horse Chief Eagle Chief, Elizabeth Justice Horse Chief, George W. McGuire, Jr., Don Peters for Walter Eugene Peters, Stella Corrine Peters, and Alvin Edward Peters, minors; Darwin Peters a/k/a Don Peters, Marilyn Rose Peters, Darwina Lou Peters, a minor, Diana Vivian Peters, a minor, Donna Peters, a minor, Don Peters for Donna Peters, a minor; Charolette H. C. Norman, <del>xxxxxxxxxxxHxxxxxHxxxx</del> , all at Pawnee, Okla. 11-13-72; served Anita Norman Bayhille and Leland Thomas Norman a/k/a Leland Thomas Norman Davis, at Cushing, Ok., 11-13-72; Ed Vogle at Glencoe, Ok. 11-13-72; Brett Mathew Ivers, a minor, at Ponca City, Ok. 11-13-72; Francis A. Norman at Tonkawa, Ok., & O. R. Dewitt, Maramec, Ok., 11-13-72; served Grace Kaycee Hopkins & Frieda Alleen Johnson at Sperry, Ok., Thomas B. Chapman & Daniel Horse Chief at Tulsa, Ok., all on 11-14-72; served Geneva Horse Chief & Richard Tilden at Pawnee, Ok., <sup>on 11-15-72</sup> Delina Horse Chief Manawa, Tulsa, Ok., Samuel Horse Chief, Tulsa, Ok., <sup>on 11-15-72</sup> Emaline Horse Chief Collins at Ponca City, Ok. 11-16-72; Clarence Norman <u>unserved</u> at request of counsel. (USM \$358.40)g	
12-5-72	Stipulation, filed. g	
12-5-72	Appearance by U. S. Attorney on behalf of individual Indians named in complaint, filed. g	
12-12-72	Stipulations of George W. McGuire, Jr., filed. g	
12-12-72	Stipulation of O. R. DeWitt, filed. g	
12-12-72	Stipulation of Darrell W. Skidgel, filed. g	
12-12-72	Stipulation of D. E. Buchanan, filed. g	
12-12-72	Affidavit of publication, filed. g	
12-14-72	Order, filed, that stipulation filed by all parties is approved, that pltf. shall be entitled to possession of all tracts of land described in case as of date of entry of this order, and that pltf., upon filing of report of Commissioners, deposit such amt. with Clerk of this Court, concerning damages. (LB-J)hm (copies mailed)	
12-15-72	Order appointing commissioners, filed. (Stanley Pore, Louis Roper and Howard T. Marlow). (LB-J)hm (copies delivered to Commissioners & counsel)	
12-15-72	The Court's Instruction to appraisers, filed. (LB-J)hm (copies delivered)	
12-21-72	Oath of office of commissioners, filed. hm (copies mailed) (cont.)	

DATE	PROCEEDINGS	Date Order or Judgment Noted
12-31-73	Notice of dismissal as to deft. Ed Vogel, filed. hm	
1-31-73	Notice of dismissal as to deft. George W. McGuire, Jr., filed. hm	
2-20-73	Report of commrs., Tract 1 CM-104, filed. rm	
2-20-73	Report of commrs., Tract No. 2, CM-104A, filed. rm	
2-20-73	Report of commrs., Tract No. 3, CM-104B, filed. rm	
2-20-73	Report of commrs., Tract No. 4, CM-107, filed. rm	
2-20-73	Report of commrs., Tract No. 5, CM-109, filed. rm	
2-20-73	Report of commrs., Tract No. 6, CM-109A, filed. rm	
2-20-73	Report of commrs., Tract No. 7, CM-110, filed. rm	
2-20-73	Report of commrs., Tract No. 8, CM-117, filed. rm	
2-20-73	Notice of above reports to all parties, filed. rm	
3-5-73	Affidavit of publication filed. h	
3-5-73	Order for payment of commissioners filed. (LB-J)h	
4-2-73	Order, filed, that U.S. Marshal serve a c/c of this order on defts. residing near Tract No. 4, namely, Elizabeth Justice Horse Chief, placing pltf. in possession of real property, & directing defts. not to interfere in any manner with pltf's possession. (LB-J)hm (2 c/c to U. S. Marshal)	
4-5-73	Return on service of order filed. Served Robert Good Chief, son of Elizabeth Justice Horse Chief on 4-4-73 at Pawnee, Okla. (\$20.20) ds	
4-23-73	Order of Disbursal, filed. Ordered by the Court that the Clerk shall disburse from the Registry of the Court, in Tract No. 7 (CM-110), the amount of \$1,096.25, to the Bureau of Indian Affairs, for deposit in the Individual Indian Account of Oleta Genevieve White. (LB-J)v	
4-23-73	Order of Disbursal, filed. Ordered by the Court that the Clerk shall disburse from the Registry of the Court, in Tract No. 4 (CM-107), the amount of \$3,473.50, to the Bureau of Indian Affairs, for deposit in the individual Indian accounts of Elizabeth Justice Horse Chief, Martin Luther Joseph, Susanna Hill Crouse and Loretta Hill. v	
5-18-73	Order of Disbursal to Thomas B. Chapman, filed. r (Amt. \$9,841.37) (LB-J)	
5-18-73	Order of disbursal to Tenant, O.R. DeWitt the sum of \$217.00, filed. (LB-J)r	
5-18-73	Order of Disbursal to Bureau of Indian Affairs, Anadarko Area Office for deposit in the ind. Indian accounts for G. Horse Chief, Bayhille, Norman, Charlotte Norman, Estelle Stevens, Francis Norman, Leland Norman a/k/a Leland David, Darwin Peters a/k/a Don Peters, Marilyn Peters, Darwina Peters, Diana Peters, Brett Ivers, Donna Peters, Walter Peters, Stella Peters, Alvin Peters, Celeste Creel, Delina Horse Chief, Manawa, Daniel Horse Chief, Emaline Horse Chief Collins, Samuel Horse Chief, Nathaniel Horse Chief, Janice C. Horse Chief, Jennie L. Horse Chief Eagle C Chief, the sum of \$8,082.90, filed. (LB-J)r	
5-18-73	Order of Disbursal to Tenant, O. B. DeWitt for the sum of \$250.27, filed. (LB-J)r	

(CONT)

DATE	PROCEEDINGS	Date Order or Judgment Noted
5-18-73	Order of Disbursal to Bureau of Indian Affairs, Anadarko Area Office for deposit in the individual Indian accounts for Geneva Horse Chief, et al in the amt of \$14,890.45, filed. (LB-J)r	
5-18-73	Order of Disbursal to Tenant, D. E. Buchanan in amt of \$42.67, filed.	(LB-J)r
5-18-73	Order of Disbursal to Bureau of Indian Affairs, etc and Frieda alleen Johnson in amt of \$2,301.00, filed. (LB-J)r	
5-18-73	Order of Disbursal to Tenant, D.E. Buchanan in amt of \$49.02, filed. (LB-J)r	
5-18-73	Order of Disbursal to Grace Kaycee Hopkins in amount of \$1,888.42, filed. (LB-J)r	
5-18-73	Order of Disbursal to Tenant, D.E. Buchanan in amt of \$23.33, filed.	(LB-J)r
5-18-73	Order of Disbursal to Tenant Darrell W. Skidgel in amt of \$336.30, filed. (LB-J)r	
5-18-73	Order of Disbursal to Bureau of Indian Affairs and Hewitt, Tilden and R. Tilden in amount of \$6,874.44, filed. (LB-J)r	
7-19-73	Jgmt. filed and entered that Reports of Commissioners are final and that the estate as to each and all tracts of land is fixed in pltf. absolutely. jj	